

1 HONORABLE JOHN C. COUGHENOUR  
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UNITED STATES DISTRICT COURT  
DISTRICT OF WASHINGTON  
AT SEATTLE

8 SIXTY-01 ASSOCIATION OF APARTMENT  
9 OWNERS, a Washington non-profit  
corporation,

10 Plaintiff,

11 v.

12 PUBLIC SERVICE INSURANCE  
COMPANY; et al.,

13 Defendants.

Case No. 2:22-cv-01373-JCC

STIPULATED MOTION AND [PROPOSED]  
ORDER TO ALLOW THE PARTIES TO  
SUPPLEMENT EXPERT  
REPORTS/REBUTTAL REPORTS

15 **I. STIPULATION**

16 COMES NOW Defendant Public Service Insurance Company (“PSIC”) and Plaintiff  
17 Sixty-01 Association of Apartment Owners (the “Association”), by and through their counsel of  
18 record and hereby through this stipulation moves this Court for an Order to allow the parties to  
19 supplement certain expert reports/rebuttal reports as set forth herein. The parties agree to allow  
20 PSIC to file a supplemental report from Ankura in response to the expert report of the Association’s  
21 expert David Gramman, which was disclosed on September 20, 2024. This report will be served  
22 by close of business on Tuesday, November 19, 2024.

1           The parties further agree that this additional rebuttal report from Ankura will be based only  
 2 on the investigations and inspections previously conducted and disclosed in this matter, and not  
 3 on any new or subsequent investigation or inspection. In addition, the parties agree that the  
 4 Association will be permitted to submit a response, if any, to the additional rebuttal report by  
 5 Ankura no later than close of business Friday, December 6, 2024 and that the Association retains  
 6 the right to object to any opinions in the additional rebuttal report that it believes are beyond the  
 7 opinions provided by the Association's expert, David Gramman.

8           In addition to the foregoing, the parties stipulate that PSIC will be filing a supplemental  
 9 expert report of Robert Wood in light of the Court's Order denying Plaintiff's Motion for  
 10 Protective Order and Motion to Exclude PSIC Expert Witness Robert Wood (Dkt. #233) and  
 11 additional discovery recently received from Plaintiff. The Parties further stipulate that Plaintiff  
 12 will be permitted to submit a response to Mr. Wood's expert reports twenty (20) days after the  
 13 supplemental expert report by Mr. Wood is served.

14           DATED this 18th day of November, 2024.

15           KENNEDYS CMK LLP

ASHBAUGH BEAL

17           s/ Terri A. Sutton  
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21           s/ Kristen Perkins  
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22      *Attorney for Defendant Public Service  
23      Insurance Company*

1                   **II. ORDER**

2                   IT IS SO ORDERED.

3                   DATED this 19th day of November 2024.

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JUDGE JOHN C. COUGHENOUR  
7                   United States District Judge

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## CERTIFICATE OF SERVICE

I, Terri Sutton, hereby declare and state as follows:

I am a citizen of the United States and employed in Seattle, Washington; I am over the age of eighteen years and not a party to the within action; my business address is 1420 Fifth Avenue, Suite 2200, Seattle, Washington, 98101.

On the date set forth below, I caused to be served:

- **STIPULATED MOTION TO ALLOW THE PARTIES TO SUPPLEMENT CERTAIN EXPERT REPORTS/REBUTTAL REPORTS**

in the within matter by arranging for a copy to be delivered on the interested parties in said action, in the manner described below, addressed as follows:

<p>Kristen B. Moran, WSBA # 59328  Jesse D. Miller, WSBA #35837  Zachary O. McIsaac, WSBA #35833  Ashbaugh Beal  920 Fifth Avenue  Suite 3400  Seattle, WA 98104  <a href="mailto:kmoran@ashbaughbeal.com">kmoran@ashbaughbeal.com</a>  <a href="mailto:miller@ashbaughbeal.com">miller@ashbaughbeal.com</a>  <a href="mailto:zmcisaac@ashbaughbeal.com">zmcisaac@ashbaughbeal.com</a></p> <p><i>Attorneys for Plaintiff</i></p>	<input checked="" type="checkbox"/> by ECF Court efilng Application to the the extent counsel is registered <input checked="" type="checkbox"/> by Electronic Mail: <input type="checkbox"/> by Facsimile Transmission <input type="checkbox"/> by First Class Mail <input type="checkbox"/> by Hand Delivery <input type="checkbox"/> by Overnight Delivery
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DATED this 18th day of November, 2024, at Seattle, WA.

/s/ Terri Sutton  
Terri Sutton